

AMENDED IN ASSEMBLY MARCH 27, 2007

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1143**

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**Introduced by Assembly Member Maze**

February 23, 2007

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An act to ~~amend Section 2070 of the Fish and Game Code~~ *add Section 1348.5 to the Fish and Game Code and to add Section 5006.9 to the Public Resources Code*, relating to fish and game.

LEGISLATIVE COUNSEL'S DIGEST

AB 1143, as amended, Maze. ~~Endangered species: legislative findings and declarations. State lands: acquisition: warning signage: mountain lion habitat.~~

(1) *The Wildlife Conservation Law of 1947 requires the Wildlife Conservation Board to review and approve the acquisition of property and property rights for the Department of Fish and Game.*

*This bill would require the department to determine whether property proposed for acquisition under that law is mountain lion habitat. The bill would require the board, if the department determines that the property is mountain lion habitat, in approving the acquisition of the property, to require the purchase agreement to require, and provide sufficient funding for, the posting of warning signage to alert persons entering the acquired property that it has been identified as mountain lion habitat.*

(2) *Existing law authorizes the Department of Parks and Recreation, with the consent of the Department of Finance, and subject to the Property Acquisition Law, to acquire title to or any interest in real property, including personal property incidental to the purchase of real property and options to purchase property, that the department deems*

*necessary or proper for the extension, improvement, or development of the state park system. Existing law requires the Department of Parks and Recreation to submit requests for funding to acquire real property or any interest in real property for inclusion in the Governor's Budget for each fiscal year.*

*This bill would require the Department of Parks and Recreation to determine whether the property proposed for acquisition is mountain lion habitat, and, if so, to include in a request for funding to acquire the property a separate request for funds sufficient for the posting of warning signage to alert persons entering the acquired property that it has been identified as mountain lion habitat.*

*(3) The bill would state the intent of the Legislature that any appropriation for the purchase of property by the Department of Fish and Game or for the state park system include funds for that signage.*

~~The California Endangered Species Act requires the Fish and Game Commission to establish a list of endangered species and a list of threatened species, and to add or remove species from either list if it finds, upon the receipt of sufficient scientific information pursuant to the act, that the action is warranted.~~

~~This bill would make a technical, nonsubstantive change in those provisions.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     *SECTION 1. It is the intent of the Legislature that any*  
 2     *appropriation for the purchase of property under Section 1348 of*  
 3     *the Fish and Game Code or Article 1 (commencing with Section*  
 4     *5001) of Chapter 1 of Division 5 of the Public Resources Code,*  
 5     *include funds for signage as described by Section 1348.5 of the*  
 6     *Fish and Game Code or Section 5006.9 of the Public Resources*  
 7     *Code.*  
 8     *SEC. 2. Section 1348.5 is added to the Fish and Game Code,*  
 9     *to read:*  
 10    *1348.5. If the acquisition of any property is proposed pursuant*  
 11    *to Section 1348, the department shall determine whether the*  
 12    *property is mountain lion habitat. If the department determines*  
 13    *that the property is mountain lion habitat, the board, in approving*  
 14    *the acquisition of the property, shall require the purchase*

1 *agreement to require, and provide sufficient funding for, the*  
2 *posting of warning signage to alert persons entering the acquired*  
3 *property that it has been identified as mountain lion habitat.*

4 *SEC. 3. Section 5006.9 is added to the Public Resources Code,*  
5 *to read:*

6 *5006.9. If the acquisition of any property is proposed pursuant*  
7 *to this article, the department shall determine whether the property*  
8 *is mountain lion habitat. If the department determines that the*  
9 *property is mountain lion habitat, the department, in a request for*  
10 *funding in accordance with subdivision (d) of Section 5006, shall*  
11 *include a separate request for sufficient funds for the posting of*  
12 *warning signage to alert persons entering the acquired property*  
13 *that it has been identified as mountain lion habitat.*

14 ~~SECTION 1. Section 2070 of the Fish and Game Code is~~  
15 ~~amended to read:~~

16 ~~2070. The commission shall establish a list of endangered~~  
17 ~~species and a list of threatened species. The commission shall add~~  
18 ~~or remove species from either list if it finds, upon the receipt of~~  
19 ~~adequate scientific information pursuant to this article, that the~~  
20 ~~action is warranted.~~